

COMBINED DECLARATION AND POWER OF ATTORNEY

As the below named inventor, I/We hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention which has the following title:

Surgical Instrument with Offset Jaw Actuator
the specification of which:
XX is attached hereto,
_____ was filed on _____ as
Application Serial No: _____
and was amended on _____
(if applicable)

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge a duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

PRIORITY CLAIM - SECTION 119

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventors certificate or any PCT International application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

XX no such applications have been filed.
 _____ such applications have been filed as follows:

Country:	App. Number:	Day/Month/Year:	Priority Claimed:
_____	_____	_____	Yes _____ No _____
			Yes _____ No _____

PRIORITY CLAIM - SECTION 120

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of

Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

XX no such applications have been filed.

_____ such applications have been filed as follows:

Application Serial No: Filing Date: Patented, Pending, Abandoned:

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, Section 1001, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY

As the named inventor(s), I/We, hereby appoint the following attorney to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. Direct all correspondence and telephone calls to:

Ronald R. Kilponen
65 Plymouth Road
Bellingham, MA.
02019-1242

Telephone: 508/966-4137 Registration No: 37,656

SIGNATURES

Full name of sole or first inventor Norman J. LeMaire III

Inventors Signature Norman J. LeMaire III

Date 1-29-98 Country of Citizenship United States

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Post Office Address Same

Full name of second joint inventor William R. Hanna, Jr.

Inventors Signature William R. Hanna Jr.

Date 1-29-98 Country of Citizenship United States

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Post Office Address Same

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First/Sole Applicant or Patentee: Norman J. LeMaire III
Joint/Second Applicant or Patentee: William R. Hanna, Jr.
Serial or Patent No: _____
Filed or Issued: Herewith
Title: Surgical Instrument with Offset Jaw Actuator

VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
UNDER 37 CFR 1.9(f) AND 1.27(b) - INDEPENDENT INVENTOR

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the above identified invention described in:

- ☒ the specification filed herewith.
☐ application identified above.
☐ the patent identified above.
☐ the Provisional Patent application filed herewith

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). Each person concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☒ no such person, concern, or organization
☐ persons, concerns or organizations listed below

Full Name: _____

Address: _____

☐ Individual ☐ Small business Concern ☐ Nonprofit Organization

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Full name of Second/Joint Inventor William R. Hanna, Jr.
Signature of Second/Joint Inventor William R. Hanna Jr
Date of Signature 1-29-98